



**STATE OF ALABAMA**  
ALABAMA PUBLIC SERVICE COMMISSION  
P.O. BOX 304260  
MONTGOMERY, ALABAMA 36130-4260  
**July 1, 2009**

LUCY BAXLEY, PRESIDENT  
JAN COOK, ASSOCIATE COMMISSIONER  
SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.  
SECRETARY

**MEMORANDUM**

**TO:** Commissioner Lucy Baxley  
Commissioner Jan Cook  
Commissioner Susan D. Parker

**THRU:** Judy McLean, Director  
Advisory Division *JMC*

**FROM:** Aquilla Spivey, Manager  
Consumer Services *AS*

**SUBJECT:** Monthly Commission Meeting

The following items will be presented to the Commission during the regular monthly meeting to be held on Tuesday, July 7, 2009:

**Monthly Activity Report of complaints, inquiries, meetings and field investigations.**

# Alabama Public Service Commission

Report Date: 7/2/2009

## Consumer Service Section

### Monthly Activity Report

Between 6/1/2009 And 6/30/2009

Utility Company Code	Needs Service	High Bills	Deposit	Service Problems	Payment Arrangement	Denied Toll	Slamming	Cramming	Billing Problems	Non-Pay Disconnect	900/Pay Per Call	No Jurisdiction	Other	Inquiries	Total
Alabama Power	1	1		8					15			3	2	47	77
Alagasco	1								1					11	13
Ardmore															
AT & T Southeast	2			30			1		14	1		5	6	19	78
Castleberry															
CenturyTel				4					1				1	3	9
Deltacom															
Farmers															
Floral															
Frontier	1														1
Graceba															
Gulf															
Hayneville															
Knology of Valley															
MCI											1				1
Millry															
Mobile Gas Service									3					4	7
Mon-Cre															
Moundville															
National															
New Hope															
OTELCO															
Pine Belt															
Ragland						1									1
Roanoke															
Sprint															
TDS Telecom															
Union Springs															
Windstream															
Water Companies															
Local Resellers				5			2		2					2	11
Miscellaneous Inquiries															296
Misc Jurisdiction				1				8	1				1	7	18
900/Pay Per Call															
No Jurisdiction	1			2					6					16	25
Other															
Toll Resellers						4	2							1	7
TOTALS	6	1		50		5	5	8	43	1	1	8	10	110	544

Field Investigations - 3

Meetings Held/Attended - 1



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SECRETARY

**June 25, 2009**

## **MEMORANDUM**

**TO: President Lucy Baxley  
Commissioner Jan Cook  
Commissioner Susan D. Parker**

**FROM: Janice M. Hamilton, Director  
Energy Division**

**SUBJECT: Agenda - July 7, 2009 Commission Meeting**

The Energy Division will present the following items at the July 7, 2009 Commission Meeting.

### **NATURAL GAS**

#### **ALABAMA GAS CORPORATION**

**Docket 18046 Division Report on Rate RSE as of May 31, 2009  
and  
18328**

#### **MOBILE GAS SERVICE CORPORATION**

**Docket 28101 Division Report on Rate RSE as of May 31, 2009**

### **ELECTRICITY**

#### **ALABAMA POWER COMPANY**

**Docket 18117 Division Report on Rate RSE and Rate ECR as of May 31, 2009  
and  
18416;  
18148**

**SUMMARY OF OTHER ENERGY FILING (S)**

**ALABAMA POWER COMPANY**

**Docket** D-6470; Alabama Power Company filed a petition seeking approval of Amendment U-3689 No. 2 to the Contract for Electric Power, dated as of April 24, 1996 in Docket U-3689, with NUCOR Steel Birmingham, Inc. (formerly Birmingham Steel Alabama, Inc.)

**Recommendation:** Pursuant to Rate FCR, this Amendment becomes effective June 29, 2009

**Docket** D-1807 Alabama Power Company filed a petition seeking approval of Amendment No. 2 to the Contract for Electric Power, dated as of February 5, 1999, with SSAB (formerly IPSCO Steel Alabama, Inc.)

**Recommendation:** Pursuant to Rate FCR, this Amendment becomes effective June 29, 2009



**STATE OF ALABAMA**  
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June 22, 2009

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**MEMORANDUM**

To: President Lucy Baxley  
Commissioner Jan Cook  
Commissioner Susan D. Parker

Through: Janice M. Hamilton, Director  
Energy Division

From: Robert E. Reed, Manager  
Natural Gas Section

Subject: Division Report on Rate RSE for Alabama Gas Corporation as of May 31, 2009

As part of the Division's monitoring function, the staff has developed the return on average common equity for Alabama Gas Corporation for the twelve months ending May 31, 2009.

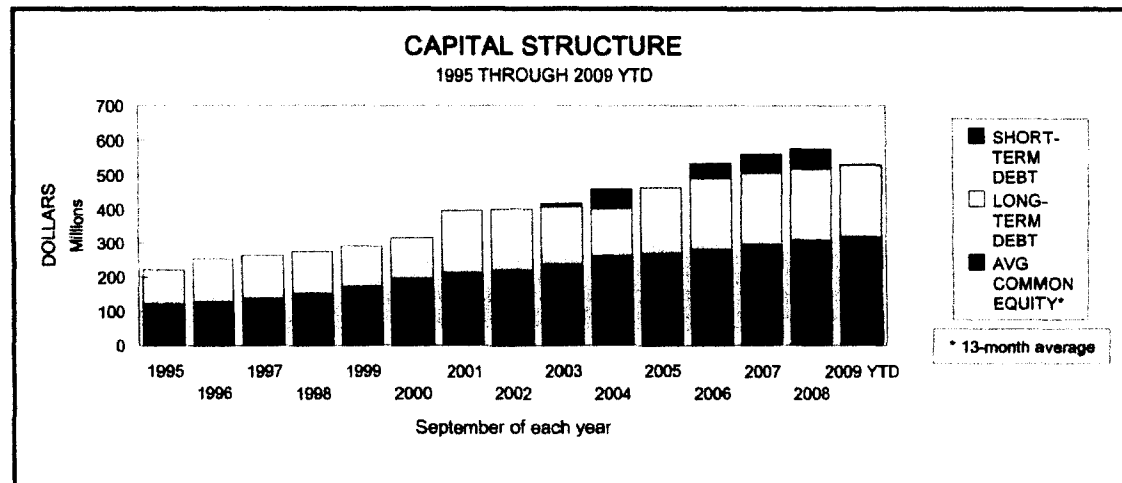
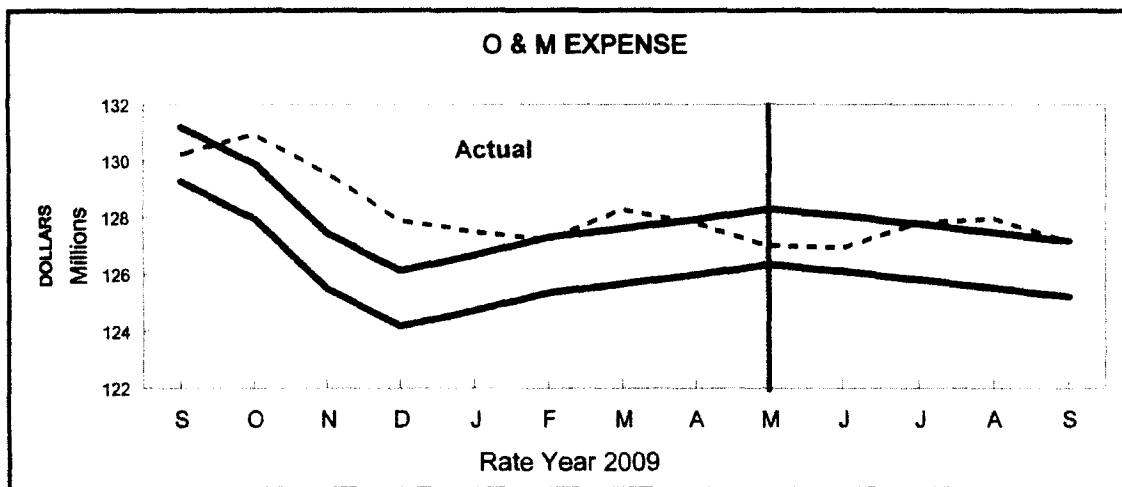
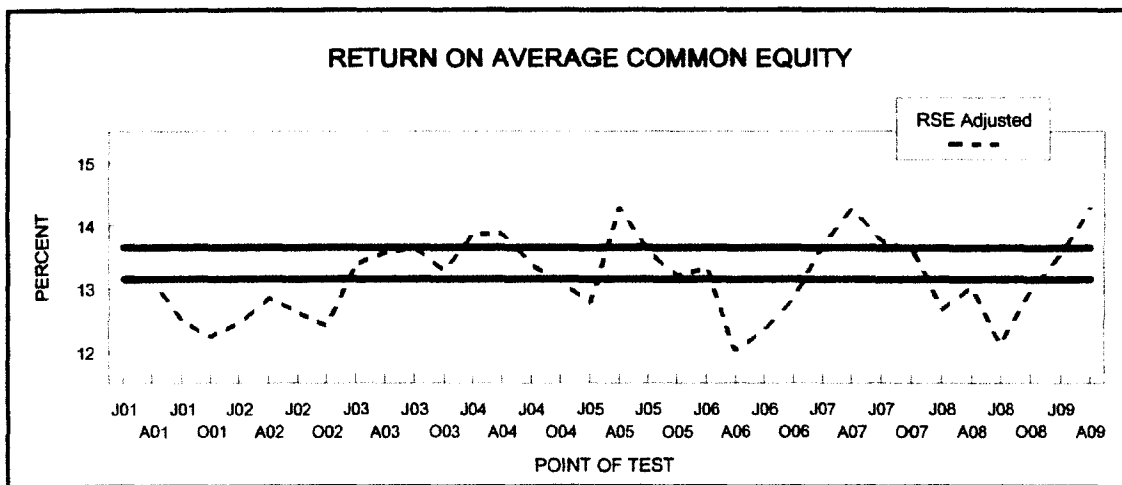
Based on preliminary figures, the return on average common equity for financial reporting purposes for the twelve months ending May 31, 2009, is 14.3 percent. When club dues, donations, and lobbying expenses are added, the RSE return is 14.4 percent.

Return on Equity at May 2009		
	Financial	RSE
Average Common Equity	\$319,531,399	<del>\$319,531,399</del>
Net Income	\$45,739,042	<del>\$45,739,042</del>
Net Expense Adjustment		<del>\$167,880</del>
RSE Net Income		<del>\$45,106,922</del>
RSE Return on Common Equity	14.31%	<del>14.43%</del>

Attachment:

# ALABAMA GAS CORPORATION

May 2009





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June 22, 2009

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WALTER L. THOMAS, JR.  
SECRETARY

**MEMORANDUM**

To: President Lucy Baxley  
Commissioner Jan Cook  
Commissioner Susan D. Parker

Through: Janice M. Hamilton, Director  
Energy Division

From: Robert E. Reed, Manager  
Natural Gas Section

Subject: Division Report on Rate RSE for Mobile Gas Service Corporation as of May 31, 2009

As part of the Division's monitoring function, the staff has developed the return on average common equity for Mobile Gas Service Corporation for the twelve months ending May 31, 2009.

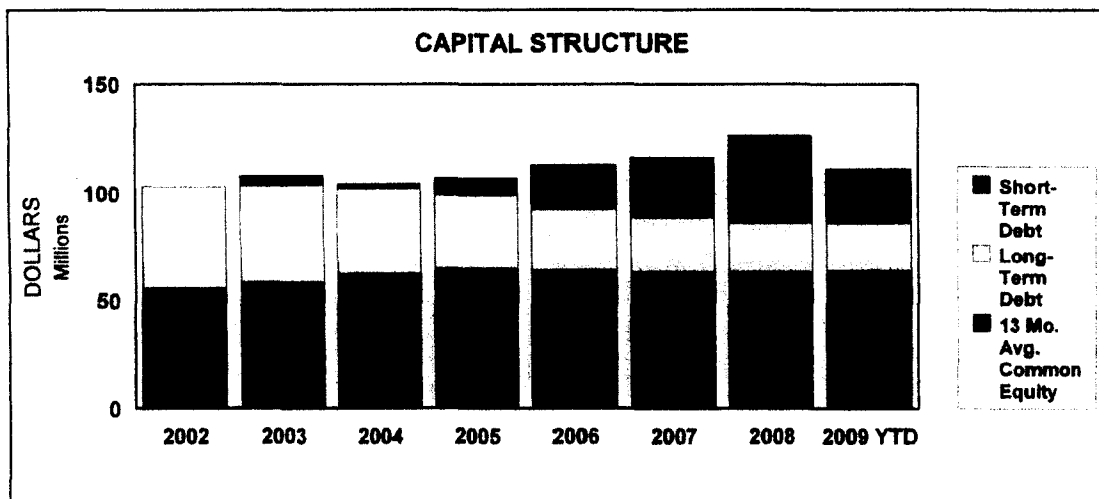
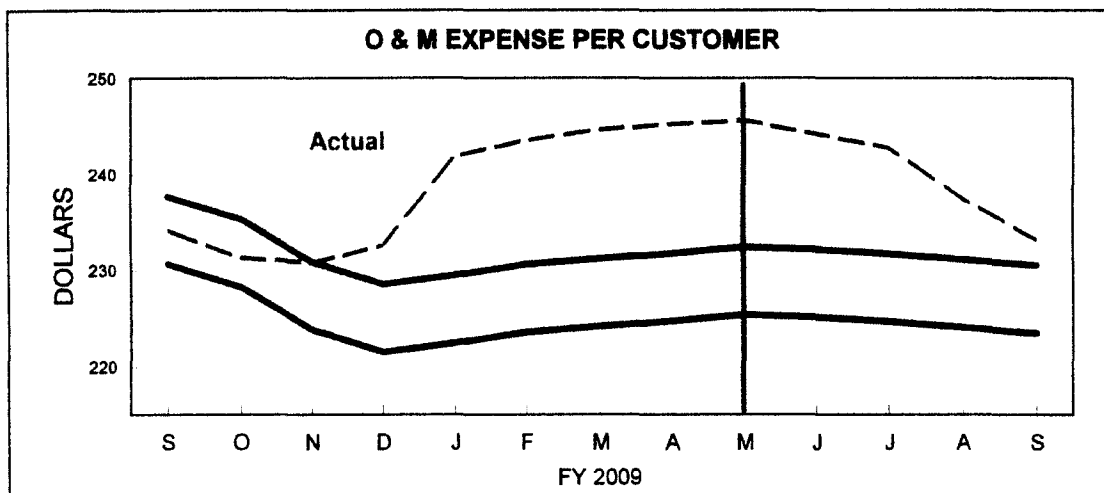
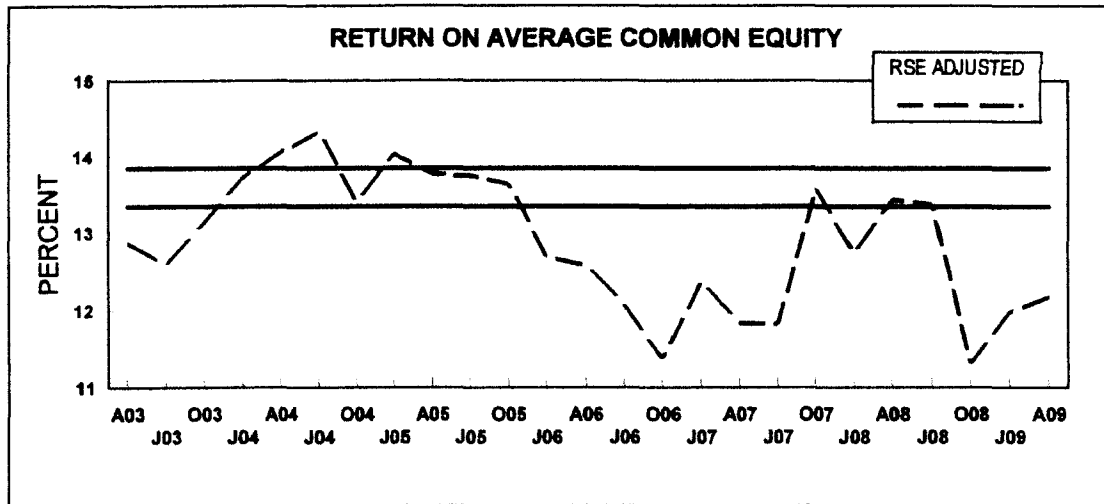
Based on preliminary figures, the return on average common equity for financial reporting purposes for the twelve months ending May 31, 2009, is 12.0 percent. When club dues, donations, and lobbying expenses are added, the RSE return is 12.2 percent.

Return on Equity at May 2009		
	Financial	RSE
Average Common Equity	\$63,832,630	\$63,832,630
Net Income	\$7,679,098	\$7,679,098
Net Expense Adjustment		\$115,315
RSE Net Income		\$7,794,413
RSE Return on Common Equity	12.03%	12.21%

Attachment:

# MOBILE GAS SERVICE CORPORATION

May 2009







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June 25, 2009

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SUSAN D. PARKER, PHD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.  
SECRETARY

**MEMORANDUM**

TO: President Lucy Baxley  
Commissioner Jan Cook  
Commissioner Susan D. Parker

THROUGH: Janice M. Hamilton, Director  
Energy Division

FROM: John D. Free, Manager  
Electricity Section

SUBJECT: Division Report on Rate RSE and Rate ECR for Alabama Power Company as of  
May 31, 2009

The Energy Division performed the regular monthly examination of the books and records of Alabama Power Company. The financial highlights are presented in the tables below.

Rate RSE Forecast		Rate ECR Summary	
12 Months Ending DECEMBER 31, 2009		Recovery for MAY 2009	Balance as of MAY 31, 2009
12.81%		\$36,175,778 Over-Recovered	\$122,122,903 Under-Recovered

The attached report, prepared for review by the Commission, presents the Energy Division's computations and determinations of the December 2009 Retail Return on Average Common Equity. In addition, the current and projected status pertaining to the accumulated Over and Under Recovery for Rate ECR is presented.

JDF  
Attachments

ENERGY DIVISION

**Alabama Power Company  
Forecast of Retail Return on Average Common Equity  
For the 12 Months Ending December 31, 2009**

Common Equity as of May 31, 2009		\$4,843,333,999
Add Budgeted Net Income:		
June through December 2009	\$434,940,000	
Add Budgeted Capital Contributions:		
June through December 2009	\$289,942,000	
Add Other Adjustments:		
June through December 2009	<u>\$1,006,000</u>	\$725,888,000
Deduct Budgeted Stock Dividends:		
June through December 2009	<u>\$296,886,000</u>	<u>\$296,886,000</u>
Projected Common Equity as of December 31, 2009		<u>\$5,272,335,999</u>
Projected Average Common Equity For the 12 Months Ending December 31, 2009		\$5,013,370,833
Projected Retail Investment Separation Factor		88.70%
Projected Average Retail Common Equity For the 12 Months Ending December 31, 2009		\$4,446,859,929
Projected Retail Net Income For the 12 Months Ending December 31, 2009		\$569,464,922
Projected Retail Return On Average Common Equity For the 12 Months Ending December 31, 2009		12.81%

The Common Equity as of May 31, 2009 (Actual) was adjusted using net income, payment of Common Stock and Preferred Stock dividends, Capital Contributions, and Other Adjustments from the Company's 2009 budget. The average common equity is a 12-month average using actual and budgeted data. The average retail common equity (RCE) was calculated using an estimated retail separation factor of 88.70%. The retail net income (RNI) for average common equity was calculated by using actual data for the five months ended May 31, 2009, and then adding seven months of budget data for June through December 2009. The Other Adjustments added to projected common equity is the result of the Company adopting FASB Statement 123 (R), which requires the reporting of stock option expenses.

The Forecast is subject to change due to uncertainties associated with weather, customer usage patterns, and economic conditions across the state.

ENERGY DIVISION

**Alabama Power Company  
Forecast of Energy Cost Recovery  
For the Period Ending December 31, 2009**

	Energy Cost (\$/MWH)		ECR Seasonal Factor (\$/MWH)	Over/(Under) Recovery	
	Month	12 Months Ended		Month (\$)	Cumulative (\$)
JAN 08 Act	28.46	27.63	29.472	(188,721)	(280,053,856)
FEB 08 Act	25.27	27.56	29.472	23,607,986	(256,445,869)
MAR 08 Act	20.74	27.41	29.472	34,208,587	(222,237,282)
APR 08 Act	22.45	27.02	29.472	29,229,360	(193,007,922)
MAY 08 Act	24.11	26.79	29.472	12,325,990	(180,681,932)
JUN 08 Act	36.34	27.59	33.418	(24,664,734)	(205,346,666)
JUL 08 Act	37.78	28.72	33.418	(33,878,517)	(239,225,183)
AUG 08 Act	37.80	28.92	33.418	(18,318,995)	(257,544,178)
SEP 08 Act	43.80	30.51	33.418	(43,112,535)	(300,656,713)
OCT 08 Act	37.79	31.10	37.866	(6,656,296)	(307,313,009)
NOV 08 Act	41.92	32.16	37.866	(21,274,681)	(328,587,690)
DEC 08 Act	33.40	32.80	37.866	22,954,887	(305,632,803)
JAN 09 Act	32.14	33.13	37.866	17,588,864	(288,043,939)
FEB 09 Act	29.23	33.48	37.866	46,249,431	(241,794,508)
MAR 09 Act	23.72	33.80	37.866	52,791,864	(189,002,644)
APR 09 Act	27.98	34.27	37.866	30,703,964	(158,298,681)
MAY 09 Act	25.20	34.42	37.866	36,175,778	(122,122,903)
JUN 09 Bud	39.51	34.70	40.242	(328,962)	(122,451,865)
JUL 09 Bud	42.53	35.19	40.242	(18,610,318)	(141,062,183)
AUG 09 Bud	44.24	35.88	40.242	(28,553,396)	(169,615,579)
SEP 09 Bud	38.19	35.35	40.242	31,335,636	(138,279,943)
OCT 09 Bud	35.42	35.17	35.490	2,245,370	(136,034,573)
NOV 09 Bud	36.57	34.78	35.490	(5,934,080)	(141,968,653)
DEC 09 Bud	37.67	35.14	35.490	(15,705,490)	(157,674,143)

The estimates used in the above table are subject to change due to uncertainties associated with weather, customer usage patterns, and economic conditions across the state.



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SECRETARY

**July 1, 2009**

**MEMORANDUM**

**TO: President Lucy Baxley  
Commissioner Jan Cook  
Commissioner Susan D. Parker**

**FROM: Janice M. Hamilton, Director  
Energy Division**

**SUBJECT: Supplemental Agenda - July 7, 2009 Commission Meeting**

The Energy Division will present the following items at the July 7, 2009 Commission Meeting.

**WASTEWATER**

**CANAAN SYSTEMS, INC.**

**Docket U-4930 Proposed Tariff including Rules and Regulations**

**Recommendation: Suspend to and through January 21, 2010**



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### MEMORANDUM

DATE: June 25, 2009

TO: Commissioner Lucy Baxley  
Commissioner Jan Cook  
Commissioner Susan D. Parker

FROM: Darrell A. Baker *DAB*  
Telecommunications Division

SUBJECT: Agenda for July 7, 2009 Commission Meeting.

The following items will be presented to the Commission during the regular July 7, 2009 Commission Meeting.

#### INTERCONNECTION AGREEMENT (S)

Docket U-4926 BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST and TELE CIRCUIT NETWORK CORPORATION -- Approval of the Interconnection Agreement negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Alabama and Tele Circuit Network Corporation and Tele Circuit Network Corporation d/b/a Tele Circuit pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

Docket U-4927 CENTURYTEL OF ALABAMA, LLC and FARMERS TELECOMMUNICATIONS CORPORATION -- Approval of the Interconnection Agreement negotiated by CenturyTel of Alabama and Farmers Telecommunications Corporation, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

- Docket U-4929     FRONTIER COMMUNICATIONS OF LAMAR COUNTY, LLC, and FRONTIER COMMUNICATIONS OF ALABAMA, LLC, and FRONTIER COMMUNICATIONS OF THE SOUTH, LLC and TENNESSEE TELEPHONE SERVICE, LLC d/b/a FREEDOM COMMUNICATIONS USA, LLC -- Approval of the Interconnection Agreement negotiated by Frontier Communications of Alabama, LLC, Frontier Communications of Lamar County, LLC, and Frontier Communications of the South, LLC and Tennessee Telephone Service, LLC d/b/a Freedom Communications USA, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.  
Recommend Approval.

**AMENDED INTERCONNECTION AGREEMENT (S)**

- Docket U-4106     BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST and METROCALL INC. -- Approval of an Amendment to the Interconnection Agreement (Paging) negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Alabama and Metrocall, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.  
Recommend Approval.
- Docket U-4548     BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST and TEC SERVICES, INC. -- Approval of an Amendment to the Interconnection Agreement negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Alabama and TEC of Jackson, Inc., f/k/a CommuniGroup of Jackson, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.  
Recommend Approval.

**NAME CHANGE (S)**

- Docket 26395     AMERICATEL CORPORATION d/b/a 10 123 AMERICATEL and d/b/a 1010 123 AMERICATEL -- Changes the Company name to Americatel Corporation d/b/a 1010 123 Americatel d/b/a Startec.  
Recommend Approval.

**MISCELLANEOUS**

Docket 30934     ALL TELECOMMUNICATIONS COMPANIES -- Registration of Third-Party Providers for Telecommunications Billings. Third-Party Providers and Billing Aggregators request approval of their registration with the Commission for purposes of including their charges on the consumer bills of regulated telecommunications carriers.  
Recommend Approval.

**SUMMARY OF OTHER FILING (S)**

- D-6465     BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST -- Increases the rates for Residential Local Exchange Service in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Filed June 11, 2009, with a requested effective date of July 11, 2009.
- D-6466     BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST -- Increase the rates for Business Vertical Services in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Filed June 12, 2009, with a requested effective date of June 28, 2009.
- D-6469     BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST -- Deletes DS3 Network Interface Unit with Loop Back Capability from the Access Services Tariff. Filed June 19, 2009, with a requested effective date of July 24, 2009.
- D-6462     FARMERS TELECOMMUNICATIONS COOPERATIVE, INC. -- Expands Basic Local Exchange Service by introducing new exchanges to the local calling areas. Filed June 3, 2009, with a requested effective date of July 1, 2009.
- D-6463     US LEC OF ALABAMA, INCORPORATION d/b/a PAETEC BUSINESS SERVICES -- Increases Directory Listings monthly recurring rates for the Non-Published and Non-Listed options. Filed May 28, 2009, with a requested effective date June 22, 2009.

- D-6464     BUSINESS TELECOM, INC. d/b/a BTI TELECOMMUNICATIONS SERVICES, INC. -- Increases the per-query rate for 800 Data Base Access Service of the Exchange Access Services tariff. File May 21, 2009, with a requested effective date of May 23, 2009.
- D-6467     DELTACOM, INC. -- Increases the per-query rate for 8XX Toll Free Dialing in the Access Services Tariff. Filed May 21, 2009, with a requested effective date of May 23, 2009.
- D-6468     DELTACOM, INC. -- Removes Extended Wiring Charges. Filed May 29, 2009, with a requested effective date of May 30, 2009.
- D-6471     AFFORDABLE PHONE SERVICES, INC. -- Revises rates for various Calling Features in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Also introduces several new residential options and revises the Activation Fee. Filed June 23, 2009, with a requested effective date of June 28, 2009.





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WALTER THOMAS JR.

SECRETARY

## MEMORANDUM

DATE: June 25, 2009

TO: Commission President Lucy Baxley  
Commissioner Jan Cook  
Commissioner Susan D. Parker  
Division Directors

FROM: Legal Division

SUBJECT: Agenda - July 7, 2009 Commission Meeting

The Legal Division will present the following at the July 7, 2009 Commission Meeting:

**DOCKET C-15533** (M) - Petition of T & D Trucking, LLC for approval of cargo self-insurance.

**Recommend:** Approval

**DOCKET C-15436** (M) - Petition of Janner Trucking, Inc. for reinstatement of Motor Carrier Certificate F4171 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance coverage.

**Recommend:** Grant/Reinstatement

**DOCKET C-15401** (M) - Petition of M & D Hauling, Inc. for reinstatement of Motor Carrier Certificate F2149 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance coverage.

**Recommend:** Grant/Reinstatement

**DOCKET 31053** (M) - Petition of Devin Brand, LLC for reinstatement of Motor Carrier Certificate F3627 which was revoked due to Petitioner's failure to timely file proof of liability and cargo insurance coverage and obtain registration numbers. The required filings have now been made.

**Recommend:** Grant/Reinstatement

**DOCKET 29978** (M) - Petition of Big D Construction, Inc. for cancellation of Motor Carrier Certificate F3451.

**Recommend:** Grant cancellation as requested.

**DOCKET 29240** (M) - Petition of Jerry T. Chapman, d/b/a Tom Chapman Transport for cancellation of Motor Carrier Certificate F3015.

**Recommend:** Grant cancellation as requested.

**DOCKET 31088** (M) - Motor carrier transfer application of Hughes Transportation Service, LLC ("Hughes") approved by Commission Order dated March 6, 2009. Said order also required Hughes to file a tariff within 90 days. Hughes failed to timely make the required filing.

**Recommend:** Cancel on 30-days' notice.

**DOCKET 31152** (M) - Unopposed motor carrier application, as restrictively amended, of Jesto Enterprises, Inc., d/b/a Dothan Cab Company, for a certificate to transport passengers in special or charter taxi operations.

**Recommend:** Approval as restrictively amended.

**DOCKET 31169** (M) - Unopposed application to transfer Motor Carrier Certificate F3321 FROM: Rickey Laveal Edwards, d/b/a Edwards Trucking, TO: Edwards Trucking, LLC.

**Recommend:** Grant

**DOCKET 31174** (M) - Unopposed application to transfer Motor Carrier Certificate F3861 FROM: Terence Muhammad, d/b/a T & D Trucking, TO T & D Trucking, LLC.

**Recommend:** Grant

**DOCKET 30506** (M) - Alabama Public Service Commission v. Parker Creek Water Company, LLC. Show cause proceeding regarding 2005 and 2006 Annual Reports. All issues have been resolved and amended 2005 and 2006 Annual Reports have been filed with the Commission.

**Recommend:** Dismissal of proceeding.

**DOCKET C-15122** (G) - Petition of Spectrum Auto Transport, LLC for reinstatement of Motor Carrier Certificate F4007 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance coverage.

**Recommend:** Grant/Reinstatement

**DOCKET 30947** (G) - Motor carrier application of JLS, LLC for a certificate to transport railroad crews and their baggage.

**Recommend:** Entry of an Order recognizing that the RRO entered in this cause became the Order of the Commission due to the fact that no Exceptions to the RRO were filed within the statutorily established timeframe of 20 days.



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SECRETARY

## MEMORANDUM

DATE: July 1, 2009

TO: Commission President Lucy Baxley  
Commissioner Jan Cook  
Commissioner Susan D. Parker  
Division Directors

FROM: Legal Division

SUBJECT: Supplemental Agenda (1) - July 7, 2009 Commission Meeting

The Legal Division will present the following at the July 7, 2009 Commission Meeting:

**DOCKET C-15534** (M) - Petition of WJM Contracting, Inc. for approval of cargo self-insurance.

**Recommend:** Approval

**DOCKET C-15493** (M) - Petition of Ward & Ward, Inc., d/b/a S & H Trucking for reinstatement of Motor Carrier Certificate F859 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance coverage.

**Recommend:** Grant/Reinstatement

**DOCKET C-15467** (M) - Petition of Joseph Toofie Deep, d/b/a Auto Mart for reinstatement of Motor Carrier Certificate F1212 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance coverage.

**Recommend:** Grant/Reinstatement

**DOCKET C-15478** (M) - Petition of Pollard Trucking, Inc. for reinstatement of Motor Carrier Certificate F3058 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance coverage.

**Recommend:** Grant/Reinstatement

**DOCKET 31188** (M) - Alabama Public Service Commission v. Greater Birmingham Transportation Services, LLC, d/b/a Yellow Cab ("GBTS"). Investigation of GBTS uncovered numerous violations of statutes and Commission rules.

**Recommend:** Establishment of an investigation and a show cause proceeding.

**DOCKET C-15465** (G) - Petition of Jimmy N. Daugherty, d/b/a A & O Mobile Home Transport for reinstatement of Motor Carrier Certificate F499 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance coverage.

**Recommend:** Grant/Reinstatement

**DOCKET 29439** (G) - Petition of Tennessee Telephone Services, LLC, d/b/a Freedom Communications USA, LLC for designation as an Eligible Telecommunications Carrier for purposes of receiving federal Universal Service Funding for the provision of Lifeline and Link-Up Service in the territory of BellSouth Telecommunications, Inc., d/b/a AT&T Alabama.

**Recommend:** Approval

**DOCKET 17545** (G) - In re: Gas Pipeline Safety Rules. The Gas Pipeline Safety Section is recommending the promulgation of a new rule governing Safety-Related Condition Reports.

**Recommend:** Add the proposed Rule 8 to the rulemaking initiated at the June Commission meeting.